

PHILLIP A. TALBERT
United States Attorney
MATHEW W. PILE, WSBA No. 32245
Associate General Counsel
Office of Program Litigation, Office 7
Social Security Administration
MARY TSAI, CSBN 216963
Special Assistant United States Attorney
160 Spear Street, Suite 800
San Francisco, California 94105
Telephone: (510) 970-4864
Facsimile: (415) 744-0134
E-Mail: mary.tsai@ssa.gov

Attorneys for Defendant

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
FRESNO DIVISION

MARK ANTHONY DAVALOS,)	CIVIL NO. 1:22-cv-01093-GSA
Plaintiff,)	
v.)	STIPULATION TO VOLUNTARY
KILOLO KIJAKAZI,)	REMAND PURSUANT TO SENTENCE
Acting Commissioner of Social Security,)	FOUR OF 42 U.S.C. § 405(g) AND TO
Defendant.)	ENTRY OF JUDGMENT; ORDER
)	
)	
)	

IT IS HEREBY STIPULATED, by and between the parties, through their undersigned attorneys, and with the approval of the Court, that the Commissioner of Social Security has agreed to a voluntary remand of this case pursuant to sentence four of 42 U.S.C. § 405(g). The purpose of the remand is to offer Plaintiff a new decision.

On remand, the Commissioner will further develop the record as necessary, and issue a new decision. The parties further request that the Clerk of the Court be directed to enter a final judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.

1 Dated: November 28, 2022

/s/ Melissa Newel *

MELISSA NEWEL

Attorney for Plaintiff

**Authorized via e-mail on November 28, 2022*

4 PHILLIP A. TALBERT

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8 By: /s/ Mary Tsai

MARY TSAI

Special Assistant United States Attorney

Attorneys for Defendant

14 **ORDER**

15 Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of
16 42 U.S.C. § 405(g) and to Entry of Judgment, IT IS ORDERED that the above-captioned action
17 is remanded to the Acting Commissioner of Social Security for further proceedings pursuant to
18 the Social Security Act § 205(g), as amended, 42 U.S.C. § 405(g), sentence four. On remand,
19 the Appeals Council will remand the case to an administrative law judge for a new decision in
20 accordance with the parties' Stipulation.

21 The Clerk of the Court is directed to enter a final judgment in favor of Plaintiff, and
22 against Defendant, reversing the final decision of the Commissioner. The Clerk of the Court is
23 directed to enter a final judgment in favor of Plaintiff, and against Defendant, reversing the final
24 decision of the Commissioner.

27 IT IS SO ORDERED.

28 Dated: November 28, 2022

/s/ Gary S. Austin

UNITED STATES MAGISTRATE JUDGE

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